

On December 28, 2010, Judge Giblin issued his *Report and Recommendation on Motion for Default Judgment* [doc. #46]. Judge Giblin recommended that the Court deny the motion at this time, without prejudice to reassert at a later date.

To date, no party has filed objections to the magistrate judge's proposed findings and recommendation. Accordingly, having reviewed the record and Judge Giblin's report, the Court agrees with the magistrate judge's findings and recommended disposition. The Court **ORDERS** that the *Report and Recommendation* [doc. #46] is **ADOPTED**. Judge Giblin's findings and conclusions of law are incorporated in support of this order.

The Court further **ORDERS** that ASIC's motion for default judgment [doc. #41] is **DENIED** at this time, without prejudice to reassert at a later date.

So **ORDERED** and **SIGNED** this **27** day of **January, 2011**.



Ron Clark, United States District Judge